

SEP 20 2016

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

UNITED STATES OF AMERICA	)	Criminal Action No. 5:13CR00017
	)	
v.	)	<u>FINAL ORDER</u>
	)	
CHARLES FRANKLIN BROWN	)	By: Michael F. Urbanski
Defendant.	)	United States District Judge

In accordance with the Memorandum and Opinion (ECF No. 479) filed in the related case, 5:13cr00030-5, it is hereby

**ADJUDGED and ORDERED**

that the government's motion to dismiss (ECF No. 89) is **GRANTED**; Brown's motion to vacate, set aside, or correct his sentence pursuant to 28 U.S.C. § 2255 (ECF No. 75) is **DISMISSED**; a certificate of appealability is **DENIED**; and this action is **STRICKEN** from the active docket of this court. Brown's motion pursuant to the Judicial Estoppel Doctrine (ECF No. 93), is also **DENIED**.

The Clerk shall send copies of this Order to the parties.

ENTER: This 20<sup>th</sup> day of September, 2016.

*/s/ Michael F. Urbanski*  
\_\_\_\_\_  
United States District Judge